IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 25TH JULY 2007 / 3RD SRAVANA 1929

Con.Case(C).No. 761 of 2007(S)

WPC NO. 5376/2007, WPC NO. 2766/2006 AND WPC NO. 26996/2005

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PETITIONER

S.RAMACHANDRAKURUP, THE MANAGING TRUSTEE, SRI.MAHALAKSHMI EDUCATIONAL SCIENTIFIC & CHARITABLE TRUST, ARCHANA HOSPITAL COMPLEX, PANDALAM.

BY ADV. SRI.K.MADHUSOODHANAN NAIR
SRI.C.B.SREEKUMAR

RESPONDENTS:

DR.BISWAS MEHTHA,
FATHER'S NAME NOT AVAILABE, AGE NOT KNOWN,
SECRETARY TO GOVT. HEALTH & FAMILY WELFARE (B)
DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SMT. T.B. RAMANI

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING BEEN FINALLY HEARD ON 25/07/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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Cont.Case (C)No.761 of 2007

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Dated this the 25th day of July, 2007.

JUDGMENT

This Contempt of Court Case is filed on the allegation that the direction contained in Annexure-1 order has not been complied with. In so far as the University is concerned, it is submitted that the order was complied with and provisional consent has been issued for affiliation. As regards the action to be taken by the Government for consideration of issuance of Essentiality Certificate, the respondent has placed on record G.O.(Rt)No.2255/07/H&FWD dated 25-6-2007 whereby it has rejected the request of the petitioner for Essentiality Certificate. The correctness or otherwise of the Government Order is not to be looked into, in this case, especially when the writ proceedings in which Annexure-1 order was issued are still pending.

This Contempt of Court Case is hence closed without prejudice to the right of the petitioner to seek further orders in the aforesaid writ petition or challenging the aforesaid Government Order in any other manner.

Thottathil B.Radhakrishnan,
Judge.

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